

deeds and other instruments of writing executed out of the State.

Read 1st time—rule suspended—read 2nd time and referred to Judiciary Committee.

Senator Williams introduced a bill to authorize a special term of the District Court in Red River county.

Read 2nd time and referred to Judiciary committee.

Senator Williams, chairman of the Select committee, to whom was referred the petition of Gen. N. Terrell, reported that, in the opinion of the committee, the state of the finances would not justify the granting of the prayer of the petitioner, and requested to be discharged from the further consideration of the same.

On motion of Senator Jewett, the bills to authorize the Governor to procure and have copied a full set of weights and measures for the use of the several counties in the State, was taken up; read 3rd time and passed.

On motion of Senator McKinney, Senator Bourland was added to the select committee appointed to destroy the seals of the late Republic of Texas.

A bill organizing Justices Courts, and defining their powers and jurisdiction; read 3rd time and passed.

Senate adjourned until 9 o'clock, to-morrow morning.

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SENATE CHAMBER, }  
FRIDAY, May 1st, 1846. }  
9 O'CLOCK A. M.

Senate met, pursuant to adjournment, roll called and a quorum present.

Journals of the preceding day were read and adopted.

Senator McKinney, chairman of the committee on Internal Improvements, to whom was referred a bill to incorporate the Colorado and Wilson creek Railroad company, reported the following amendments, and recommended the passage of the bill.

In section 3, strike out all after the word "shall" in 3rd line to the 14th line and insert "have the right of constructing a Railroad from the head of the Raft to some eligible point on Wilson

creek, with the consent of the owners of the soil through or over which said road may pass, to purchase and hold property, real, personal and mixed, so far as necessary for the construction of said Railroad, and generally to do and perform."

Adopted and bill passed to 3rd reading.

Also, to whom was referred a bill prescribing further duties, to the County Courts, with the following amendment.

In section 4, strike out all after the word "delay" in 15th line, to the word "and" in 20th line.

Adopted and bill passed to 3rd reading.

Senator Williams, chairman of the committee on Public Lands, to whom was referred a bill requiring the Commissioner of the General Land Office to issue patents upon unconditional head right certificates, reported the following amendment and recommended the passage of the bill.

SEC. 5. *Be it further enacted*, That this act be in force and take effect from and after its passage.

Adopted and bill passed to a 3rd reading.

Senator Grimes, chairman of the committee on Finance, to whom was referred a bill supplementary to the several acts for the relief of the minute men, created under an act approved February 4th, 1841, reported the following amendment, and recommended the passage of the bill.

Insert in the 1st section, "including the company under Capt. J. C. Hays, in accordance with the orders of the Secretary of War."

Adopted and bill passed to 3rd reading.

A message was received from the House, transmitting a substitute for the Senate's bill prescribing the manner in which stock certificates of the consolidated fund, shall be transferred.

Resolution offered by Senator Williams.

*Resolved*, That the Senate, with the concurrence of the House, will repair to the Representative Hall at 3 o'clock, P. M., 4th inst., for the purpose of counting and comparing the votes cast at the late election for Governor and Lieut. Governor, which were duly returned prior to the 17th day of February, 1846, some of which by error were overlooked or mislaid in the State Department, and declare the true result of said election, in accordance with the expressed will of the people of the State, and in conformity with the constitution of the same.

Yeas and nays on its adoption, stood:

*Yeas*. Senators, Bagby, Bowland, Brashear, Grimes, Jewett, McKinney, McNeel, Miller, Navarro, Phillips, Robinson, Wood, Williamson and Williams—15.

*Nays.* Senators, Hogg, Parker and Wallace—3.

Carried.

Senator Wood moved to take up the adjournment resolution.

*Yeas.* Senators, Bagby, Brashear, Bourland, Hogg, McNeel, Miller, Navarro, Robinson, Williams and Wood—10.

*Nays.* Senators, Burleson, Grimes, Jewett, Parker, Phillips, Wallace and Williamson—8.

Carried.

Senator McNeel moved to strike out "4th" and insert "11th of May."

*Yeas.* Senators, Bagby, Bourland, Brashear, Grimes, Hogg, Jewett, McNeel, Miller, Navarro, Robinson, Williams, Williamson and Wood—13.

*Nays.* Senators, Burleson, McKinney, Parker, Phillips and Wallace—5.

Carried, and the Secretary instructed to transmit the resolution forthwith to the House of Representatives.

Senator Phillips, chairman of the committee of Conference, on the bill organizing County Courts, made the following report: (Not to be found.)

Bill to prevent the sale of ardent spirits to slaves; ordered to be engrossed.

Report of the Select-committee on the memorial of Geo. W. Terrel; laid on the table.

Bill to incorporate the La Grange Female Academy; read 3rd time and passed, by the following vote.

*Yeas.* Senators, Bagby, Bourland, Burleson, Grimes, Hogg, Jewett, McNeel, Miller, Navarro, Parker, Phillips, Robinson, Williams, Williamson and Wood—15.

*Nays.* Senator McKinney—1.

Substitute to the bill from the House, requiring the county surveyor of Liberty county, to furnish the county surveyor of Tyler county with a map of the surveyed lands of said county; passed to 3rd reading.

Bill to repeal the 4th section of an act granting lands to those who were in the battle of San Jacinto and other battles; ordered to be engrossed.

Joint resolution for the relief of Charles B. Snow; referred to committee on Claims and Accounts.

Bill to provide a method of ascertaining when lands have been forfeited to the State, was made the special order of the day for 11 o'clock to-morrow.

Bill to classify the liabilities of the late Republic, was placed among the orders of the day.

Bill to allow parties holding claims against the Government to receive land scrip for the same, was placed among the orders of the day; also,

A bill providing for the liquidation and adjustment of the public debt.

A message was received from the House, informing the Senate of the adoption by the House, of the resolution relative to the election of Governor and Lieutenant Governor.

Senate adjourned until 3 o'clock.

### 3 O'CLOCK, P. M.

A message was received from the House, transmitting a bill to incorporate the Sabine navigation company, which was read first time, and on motion of Senator Williams indefinitely postponed.

A committee from the House, through the Hon. Mr. Perkins, chairman, invited the Senate into the Representative Hall, to proceed to the counting of the votes for Lieutenant Governor.

Invitation accepted, and the Senate proceeded to the Representative Hall.

The votes being counted,

A. C. Horton received 4,507.

N. H. Darnell received 4,357.

Albert C. Horton, having received a majority of the votes, was declared by the Honorable Speaker of the House, duly elected Lieutenant Governor of the State of Texas, for the time prescribed by the Constitution.

The Senate then retired to their Chamber.

On motion of Senator Williamson, a committee of three was appointed to wait upon the Hon. A. C. Horton and inform him of his election, and ascertain at what time it will suit his convenience to take his seat.

Senators, Williamson, Hogg and McKinney, appointed said committee.

Bill supplementary to the several acts relative to minute men, was read 3rd time and passed.

Senator Wood moved to take up his motion to reconsider the vote refusing to engross the bill, to define and specify the property which shall be exempt from forced sale under execution.

Carried.

Motion to reconsider carried, and bill referred to a select

committee composed of Senators Wood, Williamson and Jewett.

Senate adjourned, until to-morrow 9 o'clock A. M.

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SENATE CHAMBER, }  
SATURDAY, May 2nd, 1846. }  
9 o'clock A. M.

Senate met, pursuant to adjournment—roll called and a quorum present.

Journals of the preceding day read and adopted.

Senator Parker obtained leave to record his vote with the majority, on the indefinite postponement of the bill to incorporate the Sabine Navigation Company—he then moved to reconsider the vote; upon which the yeas and nays were called, and stood thus:

*Yeas.* Senators, Brashear, McKinney, Navarro, Parker, Wallace and Williamson—6.

*Nays.* Senators, Bagby, Bourland, Grimes, Hogg, Jewett, McNeel, Miller, Phillips, Robinson and Williams—10.

*Lost.*

The Select committee, through their chairman, Senator Williamson, reported that the Hon. A. C. Horton, Lieutenant Governor elect, would be in readiness at 10 o'clock, to take the oath of office.

Senator Brashear, chairman of the select committee to whom was referred a bill to authorize the opening and construction of a Turnpike road from the city of Houston to the town of Brenham, reported the bill back to the Senate with the following amendments, and recommended its passage.

Section 4th, strike out "individually" and insert "individuals," after "compensation" insert "and damages," 7th line, strike out "to" and insert "or," and after "over" insert "which."

Section 6th, amend "not to exceed 25 cts per wheel and 16 cts. for each horse, mule, &c."

Section 10th, 4th line, after "this" insert "act."

A message from the House transmitting,

A bill for the relief of petit Jurors

A bill to provide for the registration of deeds, &c.